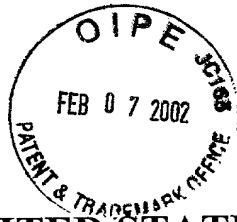


02/07/02
1048 U.S. PTO



02-11-02
PENNIE & EDMONDS LLP DOCKET NO. 10177-111-999

Express Mail No.: EL 477 034 117 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior application: Examiner M. Thompson

Art Unit 3763

Assistant Commissioner for Patents
Box PATENT APPLICATION
Washington, D.C. 20231

JC979 U.S. PRO
10/07/00
02/07/02

Sir:

This is a request for filing a ☐ continuation ☒ divisional application under 37 CFR § 1.53(b), of pending prior application no. 09/060,071 filed on April 14, 1998.

of Ni Ding and W. Scott Andrus
(inventor(s) currently of record in prior application)

for MEDICAL DEVICE WITH SPONGE COATING FOR CONTROLLED DRUG RELEASE
(title of invention)

1. ☒ The filing fee is calculated below:

PATENT APPLICATION FEE VALUE

| TYPE | NO. FILED | LESS | EXTRA | EXTRA RATE | FEE |
|---|-----------|------|-------|--------------|-----------|
| Total Claims | 20 | -20 | 0 | \$18.00 each | \$ 0.00 |
| Independent | 2 | -3 | 0 | \$84.00 each | \$ 0.00 |
| Basic Fee | | | | | \$ 740.00 |
| Multiple Dependency Fee If Applicable (\$280.00) | | | | | \$ 0.00 |
| Total | | | | | \$ 740.00 |
| 50% Reduction for Independent Inventor, Nonprofit Organization or Small Business Concern | | | | | - \$ 0.00 |
| Total Filing Fee | | | | | \$ 740.00 |

2. ☒ Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.
3. ☒ Amend the specification by inserting before the first line the following sentence: This is a division of application no. 09/060,071, filed April 14, 1998.
- 4a. ☒ New formal drawings are enclosed.

- 4b. ☐ Informal drawings are enclosed.
- 5a. ☐ Priority of application no. filed on in is claimed under 35 U.S.C. §119.
- 5b. ☐ The certified copy has been filed in prior application no. , filed .
6. ☒ The prior application is assigned of record to Schneider (USA) Inc..
- 7a. ☒ A copy of the Power of Attorney filed in the prior application no. 09/060,071, filed April 14, 1998 is enclosed.
- 7b. ☐ A Power of Attorney is enclosed.
8. ☐ This application contains nucleic acid and/or amino acid sequences required to be disclosed in a Sequence Listing under 37 CFR §§1.821-1.825. It is requested that the Sequence Listing in computer readable form from prior application no., filed on be made a part of the present application as provided for by 37 C.F.R. §1.821(e). The sequences disclosed therein are the same as the sequences disclosed in this application. A copy of the paper Sequence Listing from application no. is enclosed.
9. ☐ The undersigned states, under 37 C.F.R. §1.821(f), that the content of the enclosed paper Sequence Listing from application no. is the same as the content of the computer readable form submitted in application no. .
10. ☐ DO NOT PUBLISH. I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).
11. ☒ Additional enclosures or instructions.
Notice of Recordation of Assignment Document; Recordation Form Cover sheet; Assignment; Preliminary Amendment under 37 C.F.R. § 1.115; Information Disclosure Statement; and 1449 form.

Respectfully submitted,

Date February 7, 2002

Gidon D. Stern by Cassie Chy 116.616 27,469
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